

Supreme Court of the
United States

October Term, 2003

HEARING LIST

For the Session Beginning
February 23, 2004

**THE JUSTICES AND THE JUDICIAL CIRCUITS
TO WHICH THEY ARE ASSIGNED**

HON. WILLIAM H. REHNQUIST, Chief Justice, Fourth,
District of Columbia and Federal Circuits.

HON. JOHN PAUL STEVENS, Associate Justice, Sixth
and Seventh Circuits.

HON. SANDRA DAY O'CONNOR, Associate Justice, Ninth
Circuit.

HON. ANTONIN SCALIA, Associate Justice, Fifth Circuit.

HON. ANTHONY M. KENNEDY, Associate Justice, Elev-
enth Circuit.

HON. DAVID H. SOUTER, Associate Justice, First and
Third Circuits.

HON. CLARENCE THOMAS, Associate Justice, Eighth
Circuit.

HON. RUTH BADER GINSBURG, Associate Justice, Sec-
ond Circuit.

HON. STEPHEN BREYER, Associate Justice, Tenth
Circuit.

OFFICERS OF THE COURT

WILLIAM K. SUTER, Clerk.

FRANK D. WAGNER, Reporter of Decisions.

PAMELA TALKIN, Marshal.

JUDITH A. GASKELL, Librarian.

NOTICE TO COUNSEL

1. The Clerk timely informs counsel as to the day counsel must be present for oral argument. The Court convenes at 10 a.m. and each case is usually heard on the date assigned.

2. Counsel scheduled to argue must report to the Lawyers' Lounge between 9:00 and 9:15 a.m. on the day assigned for argument. The Clerk will brief you at that time and provide assistance. Identification cards will be issued to the attorneys authorized to occupy seats at argument tables. Counsel arguing cases *should not* introduce themselves nor introduce co-counsel to the Court at the time of argument. Members of the Court should be addressed by their proper titles—"Chief Justice" or "Justice," as the case may be—and not as "judge."

3. Counsel are expected to take note of time limitations and inquiry should not be made of the Court as to the amount of time remaining. A white light will appear when five minutes remain and a red light when the time has expired. When the Court permits a division of time for argument, the use of more than the agreed time by one attorney does not extend the total time allotted. Counsel should conclude argument promptly when the red light appears unless responding to a question from the Court.

4. During argument counsel should at all times speak into the microphone so that the Justices may hear them and that a clear tape recording can be made. Counsel should also avoid having notes or books touch the microphone since this seriously interferes with the recording process.

5. Counsel in cases to be argued in the afternoon should assemble at the Clerk's desk in the Courtroom when the noon recess begins. An escort will arrange expedited service in the public cafeteria located in the Court building.

6. Appropriate attire for counsel is conservative business dress. If formal attire is worn, it should conform with custom.

WILLIAM K. SUTER, *Clerk.*

HEARING LIST

Monday, February 23, 2004

No. 02–857. *Household Credit Services, Inc. and MBNA America Bank, N.A. v. Sharon R. Pfennig.*

Certiorari to the C. A. 6th Circuit.

For petitioners: Seth P. Waxman, Washington, D. C.; and Barbara B. McDowell, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Sylvia A. Goldsmith, Sandusky, Ohio.
(1 hour for argument.)

No. 02–1657. *Randall C. Scarborough v. Anthony J. Principi, Secretary of Veterans Affairs.*

Certiorari to the C. A. Federal Circuit.

For petitioner: Brian Wolfman, Washington, D. C.

For respondent: Jeffrey P. Minear, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

Tuesday, February 24, 2004

No. 02–1205. *Edith Jones, et al., on Behalf of Herself and a Class of Others Similarly Situated v. R. R. Donnelley & Sons Co.*

Certiorari to the C. A. 7th Circuit.

For petitioners: H. Candace Gorman, Chicago, Ill.; and Gregory G. Garre, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Carter G. Phillips, Washington, D. C.; and Kevin C. Newsom, Solicitor General, Montgomery, Ala. (for Alabama, et al., as *amici curiae*.)

(1 hour for argument.)

No. 02–1603. *Jeffrey A. Beard, Secretary, Pennsylvania Department of Corrections, et al. v. George E. Banks.*

Certiorari to the C. A. 3rd Circuit.

For petitioners: Ronald Eisenberg, Deputy District Attorney, Philadelphia, Pa.

For respondent: Albert J. Flora, Jr., First Assistant Public Defender, Wilkes-Barre, Pa.

(1 hour for argument.)

Wednesday, February 25, 2004

No. 02–1794. *United States v. Manuel Flores-Montano.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Lisa S. Blatt, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For respondent: Steven F. Hubachek, San Diego, Cal. (*Appointed by this Court.*)

(1 hour for argument.)

No. 03–13. *Republic of Austria, et al. v. Maria V. Altmann.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Scott P. Cooper, Los Angeles, Cal.; and Thomas G. Hungar, Deputy Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: E. Randol Schoenberg, Los Angeles, Cal.

(1 hour for argument.)

Monday, March 1, 2004

No. 02–1606. *Tennessee Student Assistance Corporation v. Pamela L. Hood.*

Certiorari to the C. A. 6th Circuit.

For petitioner: Daryl J. Brand, Associate Solicitor General, Nashville, Tenn.

For respondent: Leonard H. Gerson, New York, N. Y.

(1 hour for argument.)

No. 02–1684. *Michael Yarborough, Warden v. Michael Alvarado.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Deborah J. Chuang, Deputy Attorney General, Los Angeles, Cal.; and John P. Elwood, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Tara K. Allen, Malibu, Cal. (*Appointed by this Court.*)

(1 hour for argument.)

Tuesday, March 2, 2004

No. 02–1824. *Doug Dretke, Director, Texas Department of Criminal Justice, Correctional Institutions Division v. Michael Wayne Haley.*

Certiorari to the C. A. 5th Circuit.

For petitioner: R. Ted Cruz, Solicitor General, Austin, Tex.; and Matthew D. Roberts, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Eric M. Albritton, Longview, Tex. (*Appointed by this Court.*)

(1 hour for argument.)

No. 03–218. *John D. Ashcroft, Attorney General v. American Civil Liberties Union, et al.*

Certiorari to the C. A. 3rd Circuit.

For petitioner: Theodore B. Olson, Solicitor General, Department of Justice, Washington, D. C.

For respondents: Ann E. Beeson, New York, N. Y.

(1 hour for argument.)

Wednesday, March 3, 2004

No. 03–44. *Basim Omar Sabri v. United States.*

Certiorari to the C. A. 8th Circuit.

For petitioner: Andrew S. Birrell, Minneapolis, Minn.

For respondent: Michael R. Dreeben, Deputy Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

No. 02–1689. *Grupo Dataflux v. Atlas Global Group, et al.*

Certiorari to the C. A. 5th Circuit.

For petitioner: William J. Boyce, Houston, Tex.

For respondents: Roger B. Greenberg, Houston, Tex.

(1 hour for argument.)
